

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

<b>UNITED STATES OF AMERICA,</b>  <div style="text-align: center;"><b>Plaintiff,</b></div>  <div style="text-align: center;"><b>vs.</b></div>  <b>VICTOR JACKSON,</b>  <div style="text-align: center;"><b>Defendant.</b></div>	) ) ) ) ) ) ) ) ) )	<b>8:06CR97</b>           <b>ORDER</b>
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This matter is before the court on the motion for an extension of time by defendant Victor Jackson (Jackson) (Filing No. 12). Jackson seeks until May 5, 2006, in which to file pretrial motions in accordance with the progression order (Filing No. 8). Upon consideration, the motion will be granted.

**IT IS ORDERED:**

1. Defendant Jackson's motion for an extension of time (Filing No. 12) is granted. Defendant Jackson is given until **on or before May 7, 2006**, in which to file pretrial motions pursuant to the progression order. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional **time** arising as a result of the granting of the motion, i.e., the time between **April 26, 2006 and May 7, 2006**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason defendant's counsel requires additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

2. The evidentiary hearing tentatively scheduled for 1:30 p.m. on May 5, 2006, is **canceled** and will be rescheduled, if necessary, following the filing of any pretrial motions in accordance with this order.

DATED this 26th day of April, 2006.

BY THE COURT:

s/Thomas D. Thalken  
United States Magistrate Judge